



Pennsylvania's Mandatory Minimum Sentencing Provisions As of December 28, 2012

Please See Statute for Details and Up-To-Date Listing

Relevant Title/Section	Description	Mandatory Minimum Sentence	Prosecutorial Notice Requirement
42 Pa. C.S. §9717	Sentences for offenses against elderly persons		No notice required / Notice required prior to guilty plea
18 Pa. C.S. §2702(a)(1) & (a)(4)	Aggravated assault	2 years imprisonment	
18 Pa. C.S. §3121	Rape	5 years imprisonment	
18 Pa. C.S. §3123	IDS	5 years imprisonment	
18 Pa. C.S. §3922	Theft by deception	1 year imprisonment (unless court finds justifiable cause)	
42 Pa. C.S. §9718	Sentences for offenses against victims younger than age 16 years		Notice required prior to sentencing / Proof required at sentencing
18 Pa. C.S. §2702(a)(1) & (a)(4)	Aggravated assault	2 years imprisonment	
18 Pa. C.S. §3121(a)(1)-(5)	Rape	10 years imprisonment	
18 Pa. C.S. §3123	IDS	10 years imprisonment	
18 Pa. C.S. §3125(a)(1)-(6)	Aggravated indecent assault	5 years imprisonment	
42 Pa. C.S. §9718	Sentences for offenses against victims younger than age 13 years		Notice required prior to sentencing / Proof required at sentencing
18 Pa. C.S. §2702(a)(1)	Aggravated assault	5 years imprisonment	
18 Pa. C.S. §3121(c) & (d)	Rape	10 years imprisonment	
18 Pa. C.S. §3125(a)(7)	Aggravated indecent assault	5 years imprisonment	
18 Pa. C.S. §3125(a)(1)-(6) & (b)	Aggravated indecent assault	10 years imprisonment	
42 Pa. C.S. §9718.2	Sentences for sex offenses		Notice required prior to sentencing / Proof required at sentencing
	Current conviction of a Megan's Law offense and previously convicted of Megan's Law offense or equivalent	25 years confinement / maximum double minimum	
	Current conviction of a Megan's Law offense and previously convicted of 2 or more Megan's Law offenses or equivalent.	Life imprisonment	
42 Pa. C.S. §9718.4	Sentence for failure to comply with registration of sexual offenders		Notice required prior to sentencing / Proof required at sentencing
	1 st offense / subject to 42 §9799.13, 15 years registration and violated 18 §4915.1(a)(1) or (2)	2 years	
	1 st offense / subject to 42 §9799.13, 15 years registration and violated 18 §4915.1(a)(3)	3 years	
	1 st offense / subject to 42 §9799.13, 25 years or lifetime registration and violated 18 §4915.1(a)(1) or (2)	3 years	



Pennsylvania's Mandatory Minimum Sentencing Provisions
As of December 28, 2012
Please See Statute for Details and Up-To-Date Listing

Relevant Title/Section	Description	Mandatory Minimum Sentence	Prosecutorial Notice Requirement
	1st offense / subject to 42 §9799.13, 25 years or lifetime registration and violated 18 §4915.1(a)(3)	5 years	
	2 nd /subsequent offense / subject to 42 §9799.13, 15 or 25 years or lifetime registration and violated 18 §4915.1(a)(1) or (2)	5 years	
	2 nd /subsequent offense / subject to 42 §9799.13, 15 or 25 years or lifetime registration and violated 18 §4915.1(a)(3)	7 years	
42 Pa. C.S. §9718.4(a.1)	Sentence for failure to comply with registration of sexual offenders, transients		Notice required prior to sentencing / Proof required at sentencing
	1st offense / subject to 42 §9799.13, 15 years registration and violated 18 §4915.1(a.1)(1) or (2)	2 years	
	1st offense / subject to 42 §9799.13, 15 years registration and violated 18 §4915.1(a.1)(3)	3 years	
	1st offense / subject to 42 §9799.13, 25 years or lifetime registration and violated 18 §4915.1(a.1)(1) or (2)	3 years	
	1st offense / subject to 42 §9799.13, 25 years or lifetime registration and violated 18 §4915.1(a.1)(3)	5 years	
	2 nd / subsequent offense / subject to 42 §9799.13, 15 or 25 years or lifetime registration and violated 18 §4915.1(a.1)(1) or (2)	5 years	
	2nd / subsequent offense / subject to 42 §9799.13, 15 or 25 years or lifetime registration and violated 18 §4915.1(a.1)(3)	7 years	
	2nd / subsequent offense / subject to 42 §9799.13, 15 or 25 years or lifetime registration and violated 18 §4915.1(a.1)(3)	7 years	
42 Pa. C.S. §9719	Sentences for offenses committed while impersonating a law enforcement officer	3 years total confinement	Notice required prior to sentencing / Proof required at sentencing